

California Regional Water Quality Control Board  
Santa Ana Region

IN THE MATTER OF:	)	
	)	
City of Corona	)	Complaint No. 01-108
815 West Sixth Street	)	for
Corona, California 91718	)	Mandatory Penalties

YOU ARE HEREBY GIVEN NOTICE THAT:

1. The City of Corona is alleged to have violated provisions of law for which the California Regional Water Quality Control Board, Santa Ana Region (Board) must impose mandatory penalties pursuant to California Water Code (Water Code) Section 13385 (h) and (i).
2. A hearing concerning this complaint will be held before the Board within 60 days of the date of issuance of this complaint, unless the City of Corona waives its right to a hearing. Waiver procedures are specified on Page 2 of this complaint. If the hearing in this matter is not waived, the hearing will be held during the Board's regular meeting on December 7, 2001 at the Council Chambers of the City of Loma Linda, 25541 Barton Road, Loma Linda, California. The City of Corona or its representatives will have an opportunity to appear and be heard and to contest the allegations in this complaint and the imposition of mandatory penalties by the Board. An agenda and announcement for the meeting will be mailed to you not less than 10 days prior to the hearing date.
3. If the December 7, 2001 hearing is held, the Board will consider whether to affirm, reject or modify the proposed mandatory penalties or whether to refer this matter to the Attorney General for recovery of judicial civil liability.
4. This complaint is based on the following facts:
  - a. On April 17, 1998, the Regional Water Quality Control Board, Santa Ana Region adopted Waste Discharge Requirements Order No. 98-2 (NPDES No. CA8000383), for the City of Corona. These requirements regulate discharges of waste from Municipal Wastewater Treatment Plant No.1.
  - b. The City of Corona submitted self-monitoring reports (January 2000 – June 2001) from Plant No.1, which show effluent limit violations of Total Dissolved Solids (TDS) Chloride (Cl), Sulfate (SO<sub>4</sub>), Sodium (Na), Total Coliform (TC) densities, Turbidity, and Acute toxicity. These violations are summarized on Attachment “A” which is Page 4 of this complaint.

5. Water Code Section 13385 (h) and (i) requires the Board to assess a mandatory minimum penalty of three thousand dollars (\$3,000) for each serious and/or non-serious violation.
6. As shown in Attachment "A", Corona incurred a total of one hundred violations between January 2000 and June 2001. For the eighteen-month period covered by Complaint No. 01-108, two non-serious violations, that occurred during January 2000, are not subject to penalty assessments. In addition, Corona has already paid \$15,000 for five violations settled under Complaint No. 00-63 that partially covered the period between January and April 2000.
7. Ninety-three violations out of the total of one hundred violations are subject to mandatory minimum penalties of \$3,000 for each violation. In accordance with Water Code Section 13385(h) and (i), the mandatory minimum penalties for the ninety-three effluent limit violations cited in Attachment "A" are \$279,000.
8. In accordance with Water Code Section 13385(c), the Board may impose administrative civil liability for the one hundred violations cited in Attachment "A". The maximum administrative civil liability which may be imposed for these violations is \$1,000,000.
9. The Executive Officer proposes that mandatory penalties of \$279,000 be imposed on the City of Corona by the Board for the violations cited above.
10. You may waive your right to a hearing. If you waive your right to a hearing, please sign the attached waiver, which is Page 5 of this complaint, and return it together with a check payable to the State Water Resources Control Board in the amount of the mandatory penalties proposed in paragraph 9, above. Send the check and waiver to:

Santa Ana Regional Water Quality Control Board  
3737 Main Street, Suite 500  
Riverside, CA 92501-3339

If you have any questions regarding this complaint, please contact the undersigned, at (909) 782-3284, or Gary D. Stewart, Surveillance and Enforcement Section Chief at (909) 782-4379, or the Board's staff counsel, Jorge Leon, at (916) 341-5180.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Gerard J. Thibeault  
Executive Officer

**ATTACHMENT "A"**

P permit Limits & Month/Year	Na	Cl	SO <sub>4</sub>	TDS	TC	TC	TURBIDITY	ACUTE TOXICITY	VIOLATIONS TOTAL	VIOLATIONS SUBJECT TO MANDATORY MINIMUM PENALTIES
	12-month average (mg/L)	12-month average (mg/L)	12-month average (mg/L)	12-month average (mg/L)	7-day median violations	Daily maximum violations	24-avg & >5 NTUs violations	Number of violations	Number of violations	Number of violations
	110	140	150	700	2.2/100 mL	23/100 mL	2.0 NTUs	>70%		
Jan-00	[137]	137	{214}	[761]	0	0	0	0	3	1
Feb-00	138	137	{213*}	763	0	0	0	0	3	2
Mar-00	140*	138	{213*}	764	0	0	1	2	6	4
Apr-00	140*	139	{215*}	770	0	0	0	0	3	1
May-00	145	140	{216}	776	0	0	0	0	3	3
Jun-00	143	140	{216}	776	6	0	0	0	9	9
Jul-00	143	140	{214}	776	0	0	0	0	3	3
Aug-00	142	140	{214}	778	0	0	1	0	4	4
Sep-00	145	139	{214}	768	7	0	0	0	10	10
Oct-00	144	140	{214}	760	0	0	0	0	3	3
Nov-00	143	141	{224}	764	0	0	0	0	4	4
Dec-00	144	142	{225}	760	0	0	0	0	4	4
Jan-01	144	143	{226}	760	10	3	0	0	17	17
Feb-01	145	144	{229}	761	0	0	0	0	4	4
Mar-01	144	144	{230}	755	1	1	0	0	6	6
Apr-01	145	146	{228}	748	0	0	0	0	4	4
May-01	140	145	{229}	746	0	0	0	0	4	4
Jun-01	141	145	{230}	746	5	1	0	0	10	10
Violations Total	18	8	18	18	29	5	2	2	100	93

Notes: [ ] = Non-serious violations waived under this complaint pursuant to Water Code Section 13385 (i)

\* = Violations that have been paid under MPC No. 00-63

{ } = Serious violations as defined under Water Code Section 13385 (h)

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Complaint No. 01-108  
for  
Mandatory Penalties

**WAIVER OF HEARING**

The City of Corona agrees to waive its right to a hearing before the Santa Ana Regional Water Quality Control Board with regard to the violations alleged in Complaint No. 01-108. The City of Corona will pay the penalty of \$279,000 specified in Complaint No. 01-108 in three installments due by October 31, November 30, and December 31, 2001. The first installment of \$96,000 has already been paid, leaving a balance due of \$183,000. The City of Corona understands that it is giving up its right to be heard and to argue against allegations made by the Executive Officer in Complaint No. 01-108, and against the imposition of, and amount of, the mandatory penalties.

\_\_\_\_\_  
Date

\_\_\_\_\_  
for the City of Corona

